



## UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Application of

Serial No.: 08/320,157

Filed: October 7, 1994

For: NOVEL APOPTOSIS-MODULATING  
PROTEINS, DNA ENCODING THE  
PROTEINS AND METHODS OF USE  
THEREOF

)  
)  
) Group Art Unit: Unknown  
)  
) Examiner: Unknown  
)  
)

TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION

The Honorable Commissioner of Patents  
and Trademarks  
Washington, D.C. 20231

Sir:

In complete response to the Notice to File Missing Parts of Application Under 37 C.F.R. §1.53(d) dated November 22, 1994, attached please find:

☒ a combined Declaration and Power of Attorney signed by the inventor(s) and the surcharge of  
☒ \$65.00      ☐ \$130.00      as set forth in 37 C.F.R. §1.16(e);

☒ a Declaration of Small Entity Status;

☒ a Petition for Extension of Time and required fee;

☒ Other: copy of Notice to File Missing Parts of Application, Response to Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, copy of Notice to Comply with Requirements for Patent Applications Containing Nucleotide Sequence and/or Amino Acid Sequence Disclosures, Statement to Support Filing and Submission in Accordance with 37 C.F.R. §§1.821-1.825, Sequence Listing, computer diskette

☒ a check in the amount of \$ 1337.00 total fees

The Commissioner is hereby authorized to charge any fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 which may be required by this paper, or to credit any overpayment to Deposit Account No. 03-1952. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

By Susan Lehnhardt  
Susan K. Lehnhardt  
Registration No. 33,943

MORRISON & FOERSTER  
755 Page Mill Road  
Palo Alto, CA 94304-1018  
(415) 813-5600  
Fax: (415) 494-0792

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner of Patents and Trademarks, Washington, D.C. 20231 on February 15, 1995.

Feb. 15, 1995  
Date

Jan. Attale  
Signature



722-203  
#112  
UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231  
65-205

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY. DOCKET NO./TITLE
08/320,157	10/07/94	LIEFER	M 23647200720

SUSAN K. LEHNHARDT  
MORRISON & FOERSTER  
755 PAGE MILL RD.  
PALO ALTO, CA 94304-1018

03B1/1122

DATE MAILED: 0000

**NOTICE TO FILE MISSING PARTS OF APPLICATION  
FILING DATE GRANTED**

11/22/94

An Application Number and Filing Date have been assigned to this application. However, the items indicated below are missing. The required items and fees identified below must be timely submitted **ALONG WITH THE PAYMENT OF A SURCHARGE** for items 1 and 3-6 only of \$ 120.00 for large entities or \$ 65.00 for small entities who have filed a verified statement claiming such status. The surcharge is set forth in 37 CFR 1.16(e).

If all required items on this form are filed within the period set below, the total amount owed by applicant as a ☒ large entity, ☐ small entity (verified statement filed), is \$ 2304.10.

Applicant is given **ONE MONTH FROM THE DATE OF THIS LETTER, OR TWO MONTHS FROM THE FILING DATE** of this application, **WHICHEVER IS LATER**, within which to file all required items and pay any fees required above to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

1. ☒ The statutory basic filing fee is: ☒ missing ☐ insufficient. Applicant as a ☒ large entity ☐ small entity, must submit \$ 120.00 to complete the basic filing fee.

2. ☒ Additional claim fees of \$ 1144.10 as a ☒ large entity, ☐ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due.

3. ☐ The oath or declaration:

☐ is missing.

☐ does not cover items omitted at time of execution.

An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date is required.

4. ☐ The oath or declaration does not identify the application to which it applies. An oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. ☒ The signature(s) to the oath or declaration is/are: ☒ missing; ☐ by a person other than the inventor or a person qualified under 37 CFR 1.42, 1.43, or 1.47. A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

6. ☐ The signature of the following joint inventor(s) is missing from the oath or declaration:

\_\_\_\_\_ An oath or declaration listing the names of all inventors and signed by the omitted inventor(s), identifying this application by the above Application Number and Filing Date, is required.

7. ☐ The application was filed in a language other than English. Applicant must file a verified English translation of the application and a fee of \$ \_\_\_\_\_ under 37 CFR 1.17(k), unless this fee has already been paid.

8. ☐ A \$ \_\_\_\_\_ processing fee is required since your check was returned without payment. (37 CFR 1.21(m)).

030 TT 02/28/95 08320157  
9. ☐ Your filing receipt was mailed in error because your check was returned without payment.

1030 TT 02/28/95 08320157  
10. ☐ The application does not comply with the Sequence Rules. See attached Notice to Comply with Sequence Rules 37 CFR 1.821-1.825.

030 TT 02/28/95 08320157  
11. ☐ Other. C. M. Hayward 0 203 722.00 CK

Direct the response and any questions about this notice to, Attention: Application Processing Division, Special Processing and Correspondence Branch (703) 308-1202.

**A copy of this notice MUST be returned with the response.**